4547

BILL NO. Z-79-07-34

ZONING MAP ORDINANCE NO. Z- Last

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a R-3 District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. S-14, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Lot Number 3 in Clarmernic Manor as recorded in the plat thereof in the office of the Recorder of Allen County, Indiana, more commonly known as 4306 East State Boulevard, Fort Wayne, Indiana.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico
Councilman

APPROVED AS TO FORM & LEGALITY

William N. Salin, City Attorney

Read the first time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) ~~and Public Hearing to be held after due legal notice, at the Council Chambers City-County Building~~, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock _____ M., E.S.T.

DATE: 7-24-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Stier, and duly adopted, placed on its passage.

~~PASSED~~ (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	0	8		1	
BURNS		X			
HINGA				1	
HUNTER		X			
MOSES		X			
NUCKOLS		X			
SCHMIDT, D.		X			
SCHMIDT, V.		X			
STIER		X			
TALARICO		X			

DATE: 6-11-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. _____ on the _____ day of _____, 19__.

ATTEST: (SEAL)

_____
CITY CLERK

_____
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19__, at the hour of _____ o'clock _____ M., E.S.T.

_____
CITY CLERK

Approved and signed by me this _____ day of _____, 19__ at the hour of _____ o'clock _____ M., E.S.T.

_____
MAYOR

Bill No. Z-79-07-34

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. S-14

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do Not PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

9-11-79.
DATE

CONCURRED IN
CHARLES W. WIT[illegible] CITY CLERK

©

RECEIPT

Date 28 June 1979 No. 10809

Received From Edwin Perry et al

Address 2200 FWNB

Fifty ~~00~~ Dollars $ 50.00

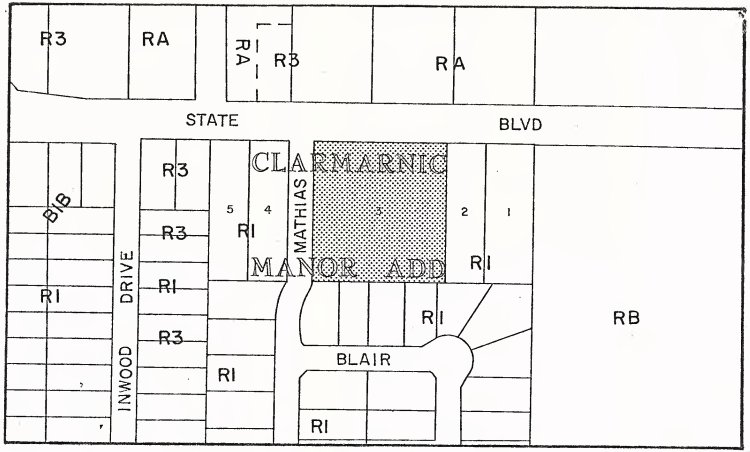
For Zoning R1 to R3

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT			CASH		
AMT. PAID			CHECK	✓	
BALANCE DUE			MONEY ORDER		

By DTB.

4945

BUSINESS FORM—PRODUCT OF WILSON JONES
GrayLine



REZONING - FROM RI TO R3

MAP NO. S-14

Z-79-07-34

N

DRAWN BY MEG 7/9/79

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

I/We DeVon Funk
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-1 District to a/an R-3 District the property described as follows:

Lot Number 3 in Clarmernic Manor as recorded in the plat thereof in the office of the Recorder of Allen County, Indiana, more commonly known as 4306 East State Boulevard, Fort Wayne, Indiana.

(Legal Descrption) If additional space is needed, use reverse side.

4306 East State Boulevard

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
Ricahrd N. Passino		

(If additional space is needed, use reverse side.)

Legal Description checked by _____.

NOTE FOLLOWING RULES

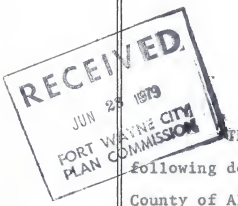
All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinanc being sent to the newspaper for legal publication. If the request for deferral continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at whic it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matt for hearing before the City Plan Commission. (FILING FEE $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip Code)	(Telephone Number)
George Mallers	2200 Fort Wayne Bank / 02	743-9706

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearin approximately ten (10) days prior to the meeting.



PETITION TO REZONE

****

The undersigned petitioners hereby request that the following described real estate in the City of Fort Wayne, County of Allen, State of Indiana, to-wit:

Lot Number 3 in Clarmernic Manor as recorded in the plat thereof in the office of the Recorder of Allen County, Indiana, more commonly known as 4306 East State Boulevard, Fort Wayne, Indiana,

be rezoned from an existing "R1" single dwelling zoning to an "R3" zoning to permit the establishment of an insurance agency type business to be located on the existing premises in the existing home which is located on the above described real estate.

Dated this 27 day of June, 1979.

DEVON FUNK

ESTATE OF NICHOLAS G. PASSINO

By: Richard N. Passino
Richard N. Passino

ADAIR, PERRY, BEERS, MALLERS & LARMORE, ATTORNEYS, FORT WAYNE, INDIANA

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 24, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-07-34; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 20, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 27, 1979.

Certified and signed this
29th day of August 1979.

Thomas G. Adams

Thomas G. Adams
Secretary

4516

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-79-07-10

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lots 1, 2 & 3 Huffman's Addition

EFFECT OF PASSAGE Property is now zoned R2 - Two Family Residential. Property will become B3B - General Business.

EFFECT OF NON-PASSAGE Property will remain R2 - Two Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)_____

ASSIGNED TO COMMITTEE (J.N.)_____